IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6867 of 2007()

CMP.9861/2007 of J.M.F.C.-II,NEYYATTINKARA
.....
(C.R.NO.73 OF 2007 OF AMARAVILA EXCISE RANGE)

PETITIONERS/ACCUSED IST & 2ND:
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1. **BABY,D/O.CHINNAMMA**
   PALATHUVILA VEEDU, NULLIVILA
   VILLUKURI DESOM,THINKALCHANTHA VILLAGE
   VILAVAMCODE TALUK, KANYAKUMARI JILLA.

2. **GAMALI, S/O. TNAKKAYYAN**
   VALIYAMANAVILAPUTHEN VEEDU,
   MEKKODE, MEKKODE DESOM,KUZHITHURA VILLAGE
   VILAVAMCODE TALUK, KANYAKUMARI JILLA.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENT: COMPLAINANT:

STATE OF KERALA REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
REPRESENTING SUB INSPECTOR, AMARAVILA EXCISE RANGE

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

KSS

R.BASANT, J

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B.A.No. 6867 of 2007

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Dated this the 13th day of November, 2007

ORDER

Application for regular bail. The petitioners face allegations under the provisions of the Kerala Abkari Act. The petitioners were allegedly found to carry 30 litres of Indian Made Foreign Liquor on 30.10.2007. The petitioners were intercepted and arrested on the same day and they continue in custody from that date.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that the petitioners can now be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on bail on the strength of this order prior to 17.11.2007. The Investigating Officer shall, in the meantime, make every endeavour to

complete the investigation.

ii) The petitioners shall execute bonds for Rs.50,000/- (Rupees Fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE